

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

Order Instituting Rulemaking on the Commission's Own Motion to Assess and Revise the New Regulatory Framework for Pacific Bell and Verizon California Incorporated.

Rulemaking 01-09-001  
(Filed September 6, 2001)

Order Instituting Investigation on the Commission's Own Motion to Assess and Revise the New Regulatory Framework for Pacific Bell and Verizon California Incorporated.

Investigation 01-09-002  
(Filed September 6, 2001)

**ADMINISTRATIVE LAW JUDGE'S RULING  
GRANTING AN EXTENSION OF (1) TIME TO RESPOND TO THE DRAFT  
DECISIONS AND ALTERNATE DRAFT DECISIONS, AND (2) CERTAIN PAGE  
LIMITS FOR COMMENTS AND REPLY COMMENTS ON THE DRAFT  
DECISIONS AND ALTERNATE DRAFT DECISIONS**

In response to e-mails received from SBC California (Pacific Bell), the Commission's Office of Ratepayer Advocates, and The Utility Reform Network (TURN), parties are hereby granted an extension of time to file comments and reply comments on the two draft decisions and two alternate draft decisions that were issued in this proceeding on August 29, 2003.<sup>1</sup> In accordance with Pacific Bell's unopposed request, opening comments will be due 45 days after the

<sup>1</sup> The e-mails were sent to all parties on the service list that have provided an e-mail address to the Commission. Only two parties have not provided an e-mail address. An

*Footnote continued on next page*

issuance of the drafts, and reply comments will be due 15 days after the opening comments.<sup>2</sup>

Pacific Bell's request to extend the page limit for opening comments on the Phase 2A draft decision and the Phase 2A alternate draft decision from 25 to 40 pages is denied. There are relatively few issues in these decisions, and, as TURN correctly notes, the existing limit of 25 pages has historically proved to be sufficient for parties to present the Commission with a sufficiently detailed description of alleged factual and legal errors. On the other hand, Pacific Bell's request to extend the page limit for Phase 2A reply comments from 5 pages to 15 pages is granted in part and denied in part. It is reasonably foreseeable that parties' opening comments will contain numerous allegations of factual and legal error. In the interest of providing the Commission with a full record to evaluate these allegations, the page limit for reply comments on the Phase 2A draft decision and alternate draft decision will be extended from 5 to 10 pages.

Pacific Bell's request to extend the page limit for opening and reply comments on the Phase 2B draft decision and the Phase 2B alternate draft decision is granted in part and denied in part. Pacific Bell requested an extension of the limit for opening comments from 25 to 80 pages, and an extension of the limit for reply comments from 5 pages to 25 pages. As Pacific Bell correctly notes, the Phase 2B drafts are lengthy and address many more issues than the Phase 2A drafts. Accordingly, some extension of the page limits is warranted, but not the massive extension requested by Pacific Bell. Therefore, the page limit

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informal copy of this ruling was sent via e-mail on September 5, 2003, to all parties on the service list that have provided the Commission with an e-mail address.

<sup>2</sup> Pursuant to Rule 3.2 of the Commission's Rules of Practice and Procedure (Rules), if the filing date falls on a weekend or a holiday when Commission offices are closed, the time limit is extended to include the first day thereafter.

for opening comments on the Phase 2B drafts will be extended to 35 pages, and the page limit for reply comments will be extended to 12 pages.

This ruling was made pursuant to Rules 45(h) and 87, and after consultation with the Office of the Assigned Commissioner.

Therefore, **IT IS RULED** that:

1. Parties are granted an extension of time to file comments and reply comments on the two draft decisions and two alternate draft decisions that were issued in this proceeding on August 29, 2003. Opening comments are due 45 days after the issuance of the drafts, and reply comments are due 15 days after the opening comments.
2. Pacific Bell's request to extend the page limit for opening comments on the Phase 2A draft decision and the Phase 2A alternate draft decision is denied.
3. The page limit for reply comments on the Phase 2A draft decision and alternate draft decision is extended from 5 to 10 pages.
4. The page limit for opening comments on the Phase 2B draft decision and alternate draft decision is extended from 25 pages to 35 pages, and the page limit for reply comments is extended from 5 to 12 pages.

Dated September 8, 2003, at San Francisco, California.

/s/ TIMOTHY KENNEY

Timothy Kenney  
Administrative Law Judge

## **CERTIFICATE OF SERVICE**

I certify that I have by mail, and by electronic mail, to the parties to which an electronic mail address has been provided, this day served a true copy of the original attached Administrative Law Judge's Ruling Granting an Extension of (1) Time to Respond to the Draft Decisions and Alternate Draft Decisions, and (2) Certain Page Limits for Comments and Reply Comments on the Draft Decisions and Alternate Draft Decisions on all parties of record in this proceeding or their attorneys of record.

Dated September 8, 2003, at San Francisco, California.

/s/ KE HUANG

Ke Huang

## **N O T I C E**

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to ensure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.